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|------------------|--------------|-------------------|-------------------|
| Application No.: | 10/729,309 | Confirmation No.: | 2175 |
| Applicant: | Dobbs et al. | Filed: | December 5, 2003 |
| Art Unit: | 3753 | Examiner: | Allen J. Flanigan |
| Docket No.: | 965-009CON2 | Customer No.: | 20874 |

TITLE: A PLATE-TYPE HEAT EXCHANGER

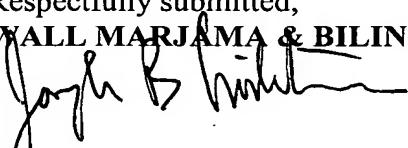
Mail Stop Amendment
Commissioner for Patents
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Response to Notice Regarding Previous Response

In response to the Office Action mailed from the United States Patent and Trademark Office on September 14, 2005, Applicants submit herewith a Terminal Disclaimer over a prior patent. Applicants believe that no fees are due on account of the submission of this paper. However, if Applicants are incorrect and fees in a different amount are due, the Director is hereby authorized to charge any additional fees, or to make any refund of an overpayment, to Deposit Account No. 03-0835.

Respectfully submitted,
WALL MARJAMA & BILINSKI LLP

By:


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Date: October 14, 2005

JBW/

Customer No.: ***20874***
20874
PATENT TRADEMARK OFFICE



PTO/SB/21 (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

| | | |
|---|------------------------|-------------------|
| | Application Number | 10/729,309 |
| | Filing Date | December 5, 2003 |
| | First Named Inventor | Gregory M. Dobbs |
| | Group Art Unit | 3753 |
| | Examiner Name | Allen J. Flanigan |
| 4 | Attorney Docket Number | 965_009CON2 |

ENCLOSURES (check all that apply)

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|--|---|--|
| <input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input checked="" type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) | <input type="checkbox"/> After Allowance Communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosures (please identify below): Terminal Disclaimer (2 pgs.); Response to Notice Regarding Previous Response (1 pg); Return Mailroom Postcard |
| | Remarks | The Commissioner is authorized to charge any additional fees to Deposit Account No. 03-0835. |

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

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|-------------------------|--|-------------------------|
| Firm or Individual name | Wall Marjama & Bilinski LLP Joseph B. Milstein, Ph.D. | Registration No. 42,897 |
| Signature | | |
| Date | October 14, 2005 | |

CERTIFICATE OF EXPRESS MAILING

I hereby certify that this correspondence is being deposited via Express Mail No. EV554212188US in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

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|-----------------------|---------------------------|------|------------------|
| Typed or printed name | Joseph B. Milstein, Ph.D. | | |
| Signature | | Date | October 14, 2005 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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